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November 17, 2009

VIA ELECTRONIC FILING

Ms. Marlene H. Dortch
Office of the Secretary
Federal Communications Commission
445 12th Street SW
Washington, DC 20554

Re: Notice of Ex Parte Presentation: Pole Attachment Proceeding, WC Docket No. 07-245, Rural Broadband Strategy Proceeding, GN Docket No. 09-29 and National Broadband Plan Proceeding, GN Docket No. 09-51

Dear Ms. Dortch:

On November 16, 2009 Allen F. Bell, Candler J. Ginn, and J. Darryll Wilson of the Georgia Power Company ("Georgia Power"), Michael D. Rosenthal of Southern Communications Services, Inc., and Joseph R. Lawhon of Troutman Sanders LLP met with representatives of the Commission that included Robert Curtis, William Dever, Erik Garr, Sharon Gillett, Rebekah Goodheart, David Isenberg, Tom Koutsy, Albert Lewis, Jeremy Miller, Jennifer Prime, Jonathan Reel, Steve Rosenberg, and Marvin Sacks. The purpose of the meeting was to present Georgia Power's views that (i) rural broadband deployment does not rely upon investor owned utilities' poles since such utilities have few customers in rural areas and (ii) make-ready barriers are not caused by electric utilities.

In support of its positions on the above-referenced issues, Georgia Power furnished Commission representatives with the documents attached to this letter as Attachments A and B.

Please note that this letter is being filed electronically to comply with the disclosure requirements set forth in Section 1.1206(b) of the Commission's Rules. Should you have any questions, please contact me at your convenience.

TROUTMAN
SANDERS

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Respectfully submitted,

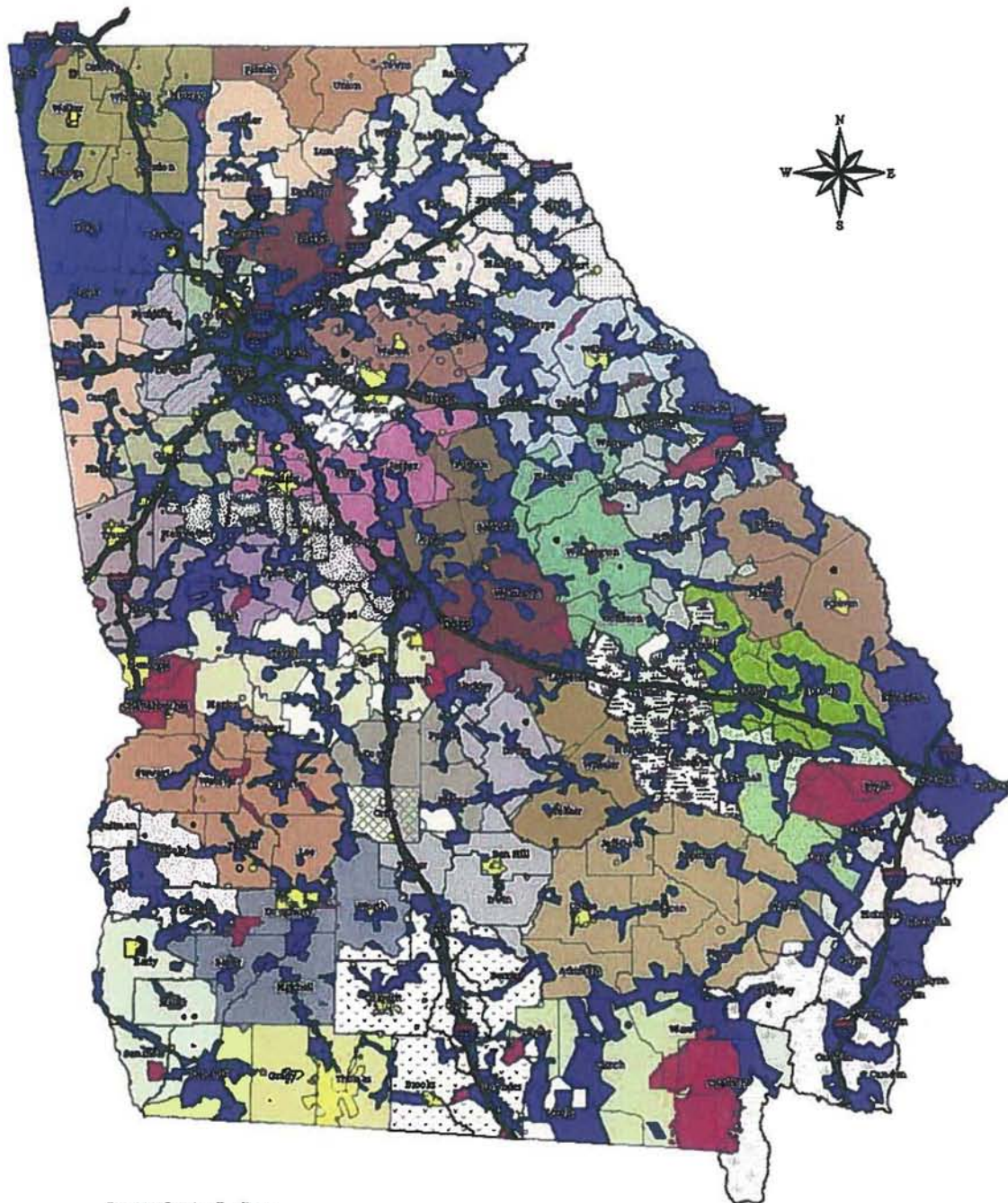
/s/ Joseph R. Lawhon
Joseph R. Lawhon

Attachments

cc: Allen F. Bell
Robert Curtis
William Dever
Erik Garr
Sharon Gillett
Candler J. Ginn
Rebekah Goodheart
David Isenberg
Tom Koutsky
Albert Lewis
Jeremy Miller
Jennifer Prime
Jonathan Reel
Steve Rosenberg
Michael D. Rosenthal
Marvin Sacks
Elvis Stumbergs
J. Darryll Wilson

ATTACHMENT “A”

Power Service Territories of Georgia



Provider Service Territory

Altamaha EMC	Elec. Power Bd. of Chattahoochee	Little Combes EMC	Savannah EMC
Anniston EMC	Booth EMC	Middle Georgia EMC	South Pine EMC
Blue Ridge EMC	Flint EMC	Milledgeville EMC	Snapping Shoals EMC
Catawba EMC	Georgia Power Company	Municipal (MSEA) Service Areas	Burner EMC
Central Georgia EMC	Gray EMC	North Georgia EMC	Three Notch EMC
Carroll EMC	Habersham EMC	Cordeiro EMC	Ti County EMC
Coastal EMC	Hart EMC	Oconee EMC	Ti State EMC
Cobb EMC	Haywood EMC	Okefenokee EMC	Troup EMC
Colquhoun EMC	Jewett EMC	Palmetto EMC	Upson EMC
Coweta-Fayette EMC	Jackson EMC	Planters EMC	Walton EMC
Craig Co. Power Comm.	Jefferson EMC	Ryle EMC	Unassigned Areas
Gray Stone EMC	Lamar EMC	Saville EMC	Washington EMC

County Boundary
Interstates

Updated 6-2007

ATTACHMENT “B”

FCC Ex Parte Discussion on Make-ready

November 16, 2009

What is make-ready?

- Preparation of a pole to make room for a new attachment in the communication space. Every project is unique.
- Two parts
 - Pole owner engineers and performs construction in order to provide a permit to attach
 - Communication attacher coordinates movement of other existing communication attachers and makes the attachment

What is the Process?

Part 1

- Attacher applies for permit
- Pole owner conducts engineering and responds to permit request (45 days allowed by FCC)
- Attacher reviews plan and agrees to proceed or may revise plans
- Pole owner makes adjustments to pole line
- Pole owner provides Attacher with conditional permit

Part 2

- Attacher coordinates movement and payment of other existing communication attachments on the pole
- Attacher makes its attachments
- Pole owner performs inspection to assure compliance

Real Life Example

Part 1

- Cable company applies for permit for 294 poles
- Georgia Power engineers and responds in 31 days
- Cable company agrees to proceed in 4 days
- Georgia Power issues conditional permit in 24 days

Part 2

- Cable company coordinates movement of other attachers and completes attachments in 5 months

Real Life Example

- Some significant facts
 - Of the 294 poles only 4 needed to be changed out to make room for an additional attachment
 - Ground line inspection had just been performed on these poles one year before the permit application, *they did not need to be replaced.*
 - The cost to Cable Company by GPC was \$52,633
 - Other attachers included an ILEC, a cable company, and various County and City attachments
 - Post Inspection Discrepancies resulting from incorrect installation and coordination by the Communication Companies on 86 poles have still not been cleared up two years later

Conclusions

- Communication companies are not rebuilding electric infrastructure
- The most time consuming part of make-ready is relocation of the Communication Attachments by their owners
- Communication Companies get impatient and install their facilities before all attachers have moved
- Communication Companies are not responsive to pole owner inspection requests once their facilities are installed

Recommendations

- Communication companies should have a remedy for other attachers that do not move in a timely manner
- Pole owners should have a remedy for attachers who do not clear up their safety violations or attach without a permit